

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:

AEROPOSTALE, INC.

Debtor(s)

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Chapter 11  
Case No. 16-11275 (shl)

**CONFIDENTIAL - COURT FILING**

THE MEMORANDUM OF DECISION ENTERED ON AUGUST 26, 2016, REGARDING DEBTORS MOTION FOR AN ORDER (1) PURSUANT TO 11 U.S.C. § 363(K) DISQUALIFYING SYCAMORE PARTNERS AND ITS AFFILIATES FROM CREDIT BIDDING; (2) PURSUANT TO 11 U.S.C. § 510(C) EQUITABLY SUBORDINATING CLAIMS; AND (3) PURSUANT TO 11 U.S.C. § 105 RECHARACTERIZING CLAIM [ECF NO. 496]

THE MATERIAL HEREIN HAS BEEN FILED UNDER SEAL PURSUANT TO ORDERS OF THE BANKRUPTCY COURT, DATED AUGUST 26, 2016, DIRECTING THE CLERK TO FILE SUCH MATERIAL UNDER SEAL. (*SEE ECF NOS. 718, 719, 720, 721, AND 722*)